

United States Court of Appeals
FOR THE DISTRICT OF COLUMBIA CIRCUIT

No. 22-1031

September Term, 2023

EPA-86FR74434

Filed On: July 29, 2024

State of Texas, et al.,

Petitioners

v.

Environmental Protection Agency and
Michael S. Regan, Administrator, United
States Environmental Protection Agency,

Respondents

Advanced Energy United, et al.,
Intervenors

Consolidated with 22-1032, 22-1033,
22-1034, 22-1036, 22-1038

No. 22-1080

September Term, 2023

NHTS-87FR25710

Natural Resources Defense Council,

Petitioner

v.

National Highway Traffic Safety
Administration, et al.,

Respondents

Clean Fuels Development Coalition, et al.,
Intervenors

United States Court of Appeals
FOR THE DISTRICT OF COLUMBIA CIRCUIT

No. 22-1031

September Term, 2023

Consolidated with 22-1144, 22-1145

BEFORE: Srinivasan, Chief Judge; Katsas and Pan, Circuit Judges

ORDER

It is **ORDERED**, on the court's own motion, that the parties file simultaneous, supplemental briefs addressing (1) to what extent, if any, the court's decision in *Ohio v. EPA*, 98 F.4th 288 (D.C. Cir. 2024), is relevant to petitioners' standing to bring their petitions for review in these cases; and (2) to what extent, if any, the Supreme Court's decision in *Loper Bright Enterprises v. Raimondo*, 144 S. Ct. 2244 (2024), is relevant to the issues of statutory interpretation presented in these cases. The parties' supplemental briefs, not to exceed 3,900 words, are due 21 days from the date of this order. Supplemental reply briefs, not to exceed 1,950 words, may be filed 10 days thereafter.

Per Curiam

FOR THE COURT:
Mark J. Langer, Clerk

BY: /s/
Michael C. McGrail
Deputy Clerk